

PATENT
Attorney Docket No. 3363

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Earl Hubbell

Examiner: Unknown

Serial No: 09/746,036

Group Art Unit: 1645

Filing Date: December 21, 2000

Title: **COMPUTER SOFTWARE
PRODUCTS FOR GENE EXPRESSION
ANALYSIS USING LINEAR
PROGRAMMING**

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Commissioner for Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Please amend the specification for the above-identified patent application as shown below:

Page 6, line 3, delete "Figure 3 shows one embodiment of the gene expression analysis method of the invention."

Dated: February 27, 2001

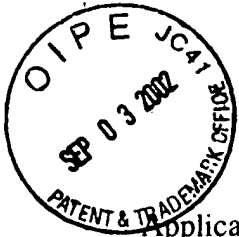
Respectfully submitted,

Wei Zhou
Reg. No. 44,419

Legal Department
Affymetrix, Inc.
3380 Central Expressway
Santa Clara, CA 95051
Tel: 408/731-5000
Fax: 408/731-5392

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
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Washington, D.C. 20231, on _____

Date: 2-27-01 By: Leanne Fowler



Atty. Docket No. 3363

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Earl Hubbell)
Serial No: 09/746,036)
Filing Date: December 21, 2000)
Title: Computer Software Products for)
Gene Expression Analysis Using)
Linear Programming)

Examiner: Unassigned
Group Art Unit: 1645

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PRELIMINARY AMENDMENT AND RESPONSE TO NOTICE OF OMITTED ITEMS

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicants hereby submit a copy of Preliminary Amendment filed on February 27, 2001 in response to the Notice of Omitted Items dated February 7, 2001. A copy of the postcard returned by the PTO dated March 2, 2001 acknowledging receipt of this Preliminary Amendment is also enclosed.

Applicant's representative has discovered, via the PAIR system on August 13, 2002 and a phone call to Group Art Unit 1645 on August 14, 2002, that the USPTO has no record of this Preliminary Amendment. Therefore, a copy of the postcard and the Preliminary Amendment is enclosed. Entry of this preliminary amendment is respectfully requested.

REMARKS

No fee is believed to be due with the submission of this document. However, the Commissioner is hereby authorized to charge or to credit any fees that may be due in connection with the filing of this amendment to Deposit of Account No. 01-0431.

Respectfully submitted,

Dated: 08-22-2002

Affymetrix, Inc.
3380 Central Expressway
Santa Clara, CA 95051
Tel: 408-731-5000 / Fax 408-731-5392

Leticia R. Block

Leticia R. Block
Reg. No. 50,167

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/746,036	
	Filing Date	December 21, 2000	
	First Named Inventor	Earl HUBBELL	
	Group Art Unit	1645	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	2	Attorney Docket Number	3363

ENCLOSURES (check all that apply)

- | | | |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form

<input type="checkbox"/> Fee Attached

<input type="checkbox"/> Amendment / Response
<input type="checkbox"/> After Final

<input type="checkbox"/> Affidavits/declaration(s)

<input type="checkbox"/> Extension of Time Request

<input type="checkbox"/> Express Abandonment Request

<input type="checkbox"/> Information Disclosure Statement

<input type="checkbox"/> Certified Copy of Priority Document(s)

<input type="checkbox"/> Response to Missing Parts/ Incomplete Application
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)

<input type="checkbox"/> Drawing(s)

<input type="checkbox"/> Licensing-related Papers

<input type="checkbox"/> Petition

<input type="checkbox"/> Petition to Convert to a Provisional Application

<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address

<input type="checkbox"/> Terminal Disclaimer

<input type="checkbox"/> Request for Refund

<input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group

<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences

<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

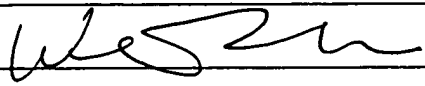
<input type="checkbox"/> Proprietary Information

<input type="checkbox"/> Status Letter

<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<p style="text-align: center;">Preliminary Amendment</p> |
|---|---|--|

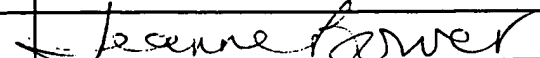
Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Wei Zhou, Reg. No. 44,419
Signature	
Date	February 27, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: February 27, 2001

Typed or printed name	Jeanne Bower		
Signature		Date	February 27, 2001

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